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## INTERFERENCE INITIAL MEMORANDUM

Count # 1

To the Board of Patent Appeals and Interferences:

An interference is proposed involving the following 2 parties—

PARTY <b>CARSON et al.</b>	APPLICATION NO. <b>09/265,191</b>	FILING DATE <b>March 10, 1999</b>	PATENT NO., IF ANY	ISSUE DATE, IF ANY
If the involved case is a patent, have its maintenance fees been paid? Yes <input type="checkbox"/> No <input type="checkbox"/> Not due yet <input type="checkbox"/>				
Proposed priority benefit (list all intervening applications necessary for continuity):				
COUNTRY	APPLICATION NO.	FILING DATE	PATENT NO., IF ANY	ISSUE DATE, IF ANY
<b>U.S.</b>	<b>08/593,554</b>	<b>1-30-96</b>		
<b>U.S.</b>	<b>08/446,691</b>	<b>6-7-95</b>		
<b>PCT</b>	<b>US94/09661</b>	<b>8-25-94</b>		
<b>U.S.</b>	<b>08/112,440</b>	<b>8-26-93</b>		
The claim(s) of this party corresponding to this count:				
PATENTED OR PATENTABLE PENDING CLAIMS <b>202, 203, 206</b>			UNPATENTABLE PENDING CLAIMS	
The claim(s) of this party NOT corresponding to this count:				
PATENTED OR PATENTABLE PENDING CLAIMS <b>204, 205</b>			UNPATENTABLE PENDING CLAIMS	
PARTY <b>KRIEG et al.</b>	APPLICATION NO. <b>08/738,652</b>	FILING DATE <b>10-30-96</b>	PATENT NO., IF ANY <b>6,207,646</b>	ISSUE DATE, IF ANY <b>3-27-01</b>
If the involved case is a patent, have its maintenance fees been paid? Yes <input type="checkbox"/> No <input type="checkbox"/> Not due yet <input checked="" type="checkbox"/>				
Proposed priority benefit (list all intervening applications necessary for continuity):				
COUNTRY	APPLICATION NO.	FILING DATE	PATENT NO., IF ANY	ISSUE DATE, IF ANY
The claim(s) of this party corresponding to this count:				
PATENTED OR PATENTABLE PENDING CLAIMS <b>1-2, 4, 6-11, 13-37, 39 (see also attached)</b>			UNPATENTABLE PENDING CLAIMS	
The claim(s) of this party NOT corresponding to this count:				
PATENTED OR PATENTABLE PENDING CLAIMS <b>3, 5, 12, 38</b>			UNPATENTABLE PENDING CLAIMS	
(Check off each step, if applicable) INSTRUCTIONS				
<input type="checkbox"/> 1. Obtain all files listed above. <input type="checkbox"/> 2. Confirm that the proposed involved claims are still active and all corrections and entered amendments have been considered. The patents must not be expired for, among other things, failure to pay a maintenance fee (Check PALM screen 2970). <input type="checkbox"/> 3. If one of the involved files is a published application or a patent, check for compliance with 35 U.S.C. 135(b). <input type="checkbox"/> 4. Obtain a certified copy of any foreign benefit documents where necessary (37 CFR 1.55(a)). <input type="checkbox"/> 5. Discuss the proposed interference with an Interference Practice Specialist in your Technology Center.				
DATE	PRIMARY EXAMINER (signature)		ART UNIT	TELEPHONE NO.
DATE	INTERFERENCE PRACTICE SPECIALIST or TECHNOLOGY CENTER DIRECTOR (signature)		TELEPHONE NO.	

Count #1

<u>PARTY</u>	<u>APPL. NO.</u>	<u>FILED</u>	<u>PAT. NO.</u>	<u>ISSUED</u>
KRIEG et al.	08/738,652	10-30-96	6,207,646	3-27-01

Additional Claims of this party corresponding to this Count:

**PATENTED CLAIMS:**

1-2, 4, 6-9, 13-19, 21-22 of KRIEG et al. U.S. 6,194,388, issued February 27, 2001 ffrom  
U.S. Serial No. 08/386,063, filed February 7, 1995.

## INTERFERENCE INITIAL MEMORANDUM

Count # 2

To the Board of Patent Appeals and Interferences:

An interference is proposed involving the following 2 parties—

PARTY <b>CARSON et al.</b>	APPLICATION NO. <b>09/265,191</b>	FILING DATE <b>3-10-99</b>	PATENT NO., IF ANY	ISSUE DATE, IF ANY
If the involved case is a patent, have its maintenance fees been paid? Yes <input type="checkbox"/> No <input type="checkbox"/> Not due yet <input type="checkbox"/>				
Proposed priority benefit (list all intervening applications necessary for continuity):				
COUNTRY	APPLICATION NO.	FILING DATE	PATENT NO., IF ANY	ISSUE DATE, IF ANY
<b>U.S.</b>	<b>08/593,554</b>	<b>1-30-96</b>		
The claim(s) of this party corresponding to this count:				
PATENTED OR PATENTABLE PENDING CLAIMS <b>204, 205</b>			UNPATENTABLE PENDING CLAIMS	
The claim(s) of this party NOT corresponding to this count:				
PATENTED OR PATENTABLE PENDING CLAIMS <b>202, 203, 206</b>			UNPATENTABLE PENDING CLAIMS	
PARTY <b>KRIEG et al.</b>	APPLICATION NO. <b>08/738,652</b>	FILING DATE <b>10-30-96</b>	PATENT NO., IF ANY <b>6,207,646</b>	ISSUE DATE, IF ANY <b>3-27-01</b>
If the involved case is a patent, have its maintenance fees been paid? Yes <input type="checkbox"/> No <input type="checkbox"/> Not due yet <input type="checkbox"/>				
Proposed priority benefit (list all intervening applications necessary for continuity):				
COUNTRY	APPLICATION NO.	FILING DATE	PATENT NO., IF ANY	ISSUE DATE, IF ANY
The claim(s) of this party corresponding to this count:				
PATENTED OR PATENTABLE PENDING CLAIMS <b>3, 11, 12, 17, 21, 25, 27, 37, 38</b>			UNPATENTABLE PENDING CLAIMS	
The claim(s) of this party NOT corresponding to this count:				
PATENTED OR PATENTABLE PENDING CLAIMS <b>1-2, 4-10, 13-16, 18-20, 22-24, 26, 28-36, 39</b>			UNPATENTABLE PENDING CLAIMS	
(Check off each step, if applicable) INSTRUCTIONS				
<input type="checkbox"/> 1. Obtain all files listed above. <input type="checkbox"/> 2. Confirm that the proposed involved claims are still active and all corrections and entered amendments have been considered. The patents must not be expired for, among other things, failure to pay a maintenance fee (Check PALM screen 2970). <input type="checkbox"/> 3. If one of the involved files is a published application or a patent, check for compliance with 35 U.S.C. 135(b). <input type="checkbox"/> 4. Obtain a certified copy of any foreign benefit documents where necessary (37 CFR 1.55(a)). <input type="checkbox"/> 5. Discuss the proposed interference with an Interference Practice Specialist in your Technology Center.				
DATE	PRIMARY EXAMINER (signature)		ART UNIT	TELEPHONE NO.
DATE	INTERFERENCE PRACTICE SPECIALIST or TECHNOLOGY CENTER DIRECTOR (signature)			TELEPHONE NO.